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15523 WYEPORT ROAD
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JAN 26 2001

In re Application of :
Cathey, et al.
Application No. 09/652,630 :
Filed: August 31, 2000 :
Attorney Dkt. No. 100718-418 (MIC- :
76) :
Title: SPACERS FOR FIELD EMISSION :
DISPLAYS :

OFFICE OF PETITIONS
A/C PATENTS
LETTER

Dear Mr. Alwan:

You are named as the inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

[Signature]
Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

CC: RICHARD A. GOLDENBERG ESQ.
HALE AND DORR LP
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Paper No. 6

RICHARD A. GOLDENBERG ESQ.
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BOSTON, MA 02109

In re Application of
Cathey, et al.
Application No. 09/652,630
Filed: August 31, 2000
Atty. Dkt. No. 100718-418 (MIC-
76)
For: SPACERS FOR FIELD
EMISSION DISPLAYS

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OFFICE OF PETITIONS
~~DEPARTMENT OF COMMERCE~~
STATUS UNDER 37 CFR
1.47(a)

This is in response to the petition under 37 CFR 1.47(a),
filed December 20, 2000.

The petition is GRANTED.

Petitioner has shown that the non-signing inventor has refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, petitioner has included a copy of a letter sent to the nonsigning inventor at what was believed to be the nonsigning inventor's last known address in which it is set forth that the application papers and declaration were enclosed for his review and signature. This letter along with the application papers were then forwarded by the USPS to a forwarding address now believed to be the nonsigning inventor's last known address. This letter along with the copy of the return receipt provided by petitioner, on which nonsigning inventor's forwarding address is included, and the declaration of Richard Goldenberg, detailing attempts to procure the nonsigning inventor's assistance in executing the application papers, is sufficient evidence to establish that a *bona fide* attempt was made to provide the nonsigning inventor with the application papers and that the nonsigning inventor refuses to sign the declaration.

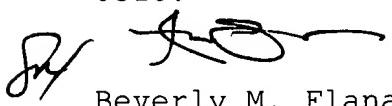
The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be returned to the Office of Initial Patent Examination for issuance of a corrected filing receipt.

Application No. 09/652,630

Telephone inquiries regarding this decision should be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310.


Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy